

MILLER MIND OPEN ON TRANSIT BOARD

Many Names Suggested, but He Has Not Signified Any Decisions.

MUST PASS HARD TEST

Financial Ability and Integrity, Without Slightest Political Taint.

Gov. Miller has begun consideration of the appointment of three men for traction commissioners, according to those who have been closely associated with him in framing and putting through his legislation for the solution of New York city's transit muddle. Although many names have been suggested to the Governor as possibilities, it is said he has neither rejected nor approved a single name. Certain names have been much in the public eye, but there has come no indication from the Governor that he may finally select any of them. In addition to financial ability, integrity and force of character the appointees must meet the following test, the Governor's friends say:

They must not be classed in any way as politicians.

They must not have had any interest, however remote, in any of the transit companies.

George McAneny is being strongly urged for appointment, not only because of his familiarity with the entire problem, which he threatened out as one of the city's negotiators in the framing of the dual subway contracts, but for the reason that he is an independent Democrat and would get the entire programme out of the realm of partisan Republican politics.

Former Comptroller William A. Prendergast has been spoken of, but it is doubtful he would be named if McAneny is chosen. It might look like too much "dual control" if it was last night, Mr. Prendergast is also looked upon more or less as a straight organization Republican.

William Barclay Parsons (who has been frequently mentioned in the press) is out of the question in my opinion, said one of the Governor's advisers. "In the first place, this problem requires not an administrative, financial or business man, one fitted to unscrupulously handle the mess that has been made by the Whitneys and the Ryans. Also the fact that he has been under a retainer from the Interborough Rapid Transit Company for some years would preclude his appointment, I believe."

Naturally William McCarrall, William R. Wilcox and Travis L. Whitney, former members of the Public Service Commission, have figured in general discussion of possibilities. It is not generally believed, however, that the Governor will select any one who has been formerly associated with the Public Service Commission.

Alfred E. Marling, president of the Chamber of Commerce, is said to represent the type of business man the Governor would like to draft to the service of the traction commission.

"I am indeed unhappy but not discouraged," was the declaration of President La Guardia of the Board of Aldermen, who has loudly fought the Miller programme from the start. "It means a new fight for a greater future, it means the carrying on of the work of Theodore Roosevelt for a new school of politics."

It is said that he was the leader of this "new school." La Guardia added:

"Those of us from the new school of politics will have to renew our vigor to drive out the standpatters and reactionaries. They must be driven out by Theodore Roosevelt. Now that he is gone they are creeping out of their holes. No mercy is to be shown the weak-kneed, spineless, snuffing, yellow representatives from New York city who were dominated by political pressure."

DEMAND CONTINUATION OF PART TIME SCHOOLS

Educators and Employers Are Heard in Albany.

Special Despatch to THE NEW YORK HERALD, Albany, March 23.

Employers and educators joined today in demanding the retention of the part time or continuation school law. Their representatives, including a small army of school teachers, appeared before the Joint Education Committee of the Legislature to fight the Pearson-Hutchinson bill to repeal the law. Arranged against them were representatives of city governments, who argued that with the continually increasing cost of municipal governments they could not afford the expense of part time schools.

William P. Capen, secretary of the New York State Teachers' Association, insisted that the part time schools would cost \$5,000,000 a year for instruction alone and that when they had been put in full operation the cost would amount to \$12,000,000. Several city corporation counsels declared they were too close to the constitutional debt limit to stand any further expense being forced on them by the State.

Mark A. Daley, representing the employers, said the continuation classes had proved a great relief, but agreed to have the law amended so as to limit the classes to children between 14 and 16 years of age. H. E. Miles of the National Manufacturers Association and Acting State Commissioner of Education and several labor men opposed repeal of the law.

WOULD MAKE TEACHERS LOYAL BY TAKING OATH

Bill Mr. Halpern Thinks Corrects Evil of Socialism.

Special Despatch to THE NEW YORK HERALD, Albany, March 23.

Every school teacher in this State will be required before receiving appointment to a position to take an oath of loyalty to the flag and the national and State constitutions if a bill passed today by the Assembly is signed by Gov. Miller.

The measure was passed by a vote of 51 to 31 after considerable debate. It was presented in the lower house by Assemblyman Ralph Halpern, Republican, of Queens. The Democrats opposed it.

"Some school teachers have been preaching the doctrine of Socialism," Mr. Halpern said. "While the number who have not been loyal is few I believe this bill, if made the law, will correct the evil."

"You cannot make teacher who has been preaching Socialism loyal by making them take an oath of office," Assemblyman Dunphy, Tammany leader, said.

The bill amends the State education law. It is one of a series introduced as part of the Americanization programme of the Lusk investigating committee.

NEW EDUCATION BILL A PLOT, CHARGES PRALL

Says Group of Outs Back Measure to Get In Again.

Albany, March 23. — A statement last night in which he charged the recent proposal for legislation taking from the Mayor of New York the power of appointment of members of the Board of Education and lodging that power in a commission composed of the Mayor and two presiding justices of the local Appellate Division of the Supreme Court, is the scheme of "a group of former members of the Board of Education who seek a chance to come back to the Board by transferring the power of appointment."

That group, he said, was headed by Frederick A. Elliott, a Manhattan Republican district leader and formerly a member of the board. The proposal included also a plan to increase the number of the board members from seven to nineteen, thus "increasing the chance of selection" of the envious former members, according to Mr. Prall. He appealed for the defeat of any effort in that direction.

Mr. Prall made public also a letter that he wrote to Senator Charles C. Lockwood, urging the defeat of the Senate bill repealing the law establishing continuation schools in New York city. President Prall cited statistics to show that the cost of the continuation schools per capita is \$20, compared with \$140 in the high schools, \$105 in the vocational schools and \$72 in the elementary schools.

EARLY TRIAL OF WOMAN TEACHER IS REQUESTED

Sarah Hyams Under Fire for Socialist Views.

The Board of Education in its meeting yesterday afternoon requested Corporation Counsel O'Brien to prepare for early trial the case of Miss Sarah Hyams, a teacher of cooking in the public schools, who is said to be a member of the left wing of the Socialist party.

Superintendent William L. Ettinger charges that she holds political views which unfit her to perform properly her duties as a teacher. He recommended that the issue of whether under the circumstances she is qualified to remain in the teaching service be definitely determined.

Joseph M. Sheehan, principal of Public School No. 133 in Homestead avenue, Flatbush, was chosen by the board to fill the vacancy as school examiner caused by the recent death of John A. O'Connell. Mr. Sheehan entered the city educational service in 1896. On assumption of his new duties his salary will advance from \$4,700 to \$7,700.

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PARTY CONVENTION BILL INTRODUCED

Recommendation Made for Re- turn to Old System of Nominations.

Special Despatch to THE NEW YORK HERALD, Albany, March 23.

Nomination of State and judicial officials by party convention and abolition of the office of State Superintendent of Elections were recommended in a report submitted to the Senate to-day by the joint committee appointed last April to revise State election laws.

Senators James L. Whitely of Monroe and Dehart H. Ames of Cattaraugus, two of the three Republican members of the committee, signed the report. A bill drawn to carry out the recommendations was introduced.

Assemblyman James H. Caulfield, Republican of Brooklyn, refused to concur in the report. Senator Walker and Assemblyman Block, Democratic members of the committee, opposed the abolition of the office of State Superintendent of Elections, however, did not agree upon a report. The committee has been deadlocked for weeks.

Gov. Miller is expected to send a special message to the Legislature urging passage of the bill. He is known to favor the return to party conventions. In his first address to the Legislature he suggested eliminating the office of State Superintendent of Elections.

Under the proposed plan delegates to State conventions would be elected at the autumn primaries held on the ninth Tuesday preceding the general elections. The Secretary of State would be required to issue an official certificate giving the list of delegates and alternate chosen and only a court order could keep a delegate out of his seat. This would eliminate the power formerly lodged in the Credentials Committee to settle contests for seats.

Duties of the superintendent of elections would be transferred to police and county officials. Nominations for candidates for offices other than State and judicial are to be made in the primary by enrolled party voters as at present upon designation by petition. Nomination by convention is not absolute.

Opportunity is given for calling an additional primary upon the filing of a designating petition signed by 15 per cent of the enrolled voters. Ten per cent of the voters in each judicial district must sign the nomination for a State wide office. If such designation is filed, the nomination by convention becomes a designation and the party nominating is determined at an extraordinary election held on the fifth Tuesday before the election. This amounts to nomination by convention with party referendum.

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dhist Art Wood Carvings,

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WOMAN IS CHARGED WITH SELLING DRUGS

Search for Man in 183rd Street Leads to Arrest of Mrs. Levine and a Boy.

Detectives working under Dr. Carleton Simon, Special Deputy Police Commissioner in charge of the narcotic squad, arrested a woman last night at St. Ann's avenue and 183rd street, the Bronx, on a charge of vending drugs. A police headquarters search was booked under the name of Mrs. Minnie Levine. A boy, who said he was Sidney Balough, was arrested with the woman and sent to the Children's Society on a charge of juvenile delinquency.

The arrests came as a result of an investigation which began on March 8, when a man became ill in a Westchester hospital room and was taken to the hospital, where he died the next day. An autopsy showed that he had taken drugs. His family claimed, Dr. Simon said, that he was not an addict, but his associates contended that he was.

The search for the drug source caused Detective Nivelle to go to a house in 183rd street for a man named Levine. The detective was met at the door by a woman who said that Levine was not there, but after some talk the detective charged she agreed to sell him some drugs if he would meet her at St. Ann's avenue and 183rd street later.

Detective Nivelle kept the appointment and the woman soon came along, accompanied by a little boy. She took the detective around the corner, where he gave her \$10. She returned to the corner and sent the boy with thirty grains of heroin. Nivelle arrested the boy, and Detective Cruger and Schumaker, who were near, arrested the woman.

SLEEPING SICKNESS CASES.

Seven new cases of sleeping sickness and one death were reported to the Health Department yesterday. Three cases were in Brooklyn and two each in Manhattan and the Bronx. The death was that of Grace Gillich, four years old, of 2160 Westchester avenue, the Bronx. During 1921 there have been 314 cases and 56 deaths in the city.

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COMMITTEE VOTES TO DISQUALIFY JAGER

Socialist Assemblyman Held to Be Jersey Resident.

Special Despatch to THE NEW YORK HERALD, New York Herald Bureau, Albany, March 23.

The Judiciary Committee of the Assembly recommended to-day that Henry Jager, Socialist, of Brooklyn be disqualified from membership in that body on the ground that he is not legally a resident of this State. The committee finds that Jager had a voting residence in Maywood, N. J., at the time of his election last autumn.

Charges of disloyalty filed against Assemblymen Solomon and Orr, Socialists of New York, who were twice removed, are not sustained and they are permitted to keep their seats.

The committee voted 5 to 4 to oust Jager. Those who voted for the ouster were Messrs. Martin, Rowe, Everett, Low, Barnes, Jenks, Moran, T. K. Smith and Westall. The four who voted against removal were Block and McKee, Democrats, and Stitt and Ullman, Republicans, of New York. Jager represents the Fourteenth Assembly district in Brooklyn and gives his residence as 128 South Second street.

The Judiciary Committee acted on a report made by a sub-committee. Several Assemblymen who voted for the ouster opposed unseating the Socialist members last year.

In a minority report Mr. Block said Jager had taken up residence in New York in 1918 and had met the legal qualifications. The Socialist Assemblyman has lived in New York since returning from Maywood more than three years ago. Block declared. In its investigation the committee questioned policemen and many persons.

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